

**UNITED STATES DISTRICT COURT  
FOR THE EASTERN DISTRICT OF VIRGINIA  
RICHMOND DIVISION**

KIMBERLY-CLARK CORPORATION,

Plaintiff,

v.

McKESSON MEDICAL-SURGICAL INC.,  
VICTOR BAKKAR, CLARE MEDICAL, INC.,  
HERBERT A. TOMS III,

Defendants.

Civil Action No. 3:18-cv-00002-REP

**STIPULATED MOTION FOR SECOND EXTENSION OF TIME  
TO RESPOND TO COMPLAINT**

Defendants McKesson Medical-Surgical Inc., Victor Bakkar, Clare Medical, Inc., and Herbert A. Toms III (“Defendants”) hereby move this Court for an extension of time to respond to Plaintiff’s Complaint from March 8, 2018, to March 26, 2018. Plaintiff has stipulated to this extension. Defendants respectfully submit that this extension should be granted for the following reasons:

1. Plaintiff commenced this action on January 2, 2018.
2. Defendant McKesson Medical-Surgical Inc. was served with the Complaint and Summons on January 4, 2018.
3. Defendant Victor Bakkar was served with the Complaint and Summons on January 11, 2018.
4. Defendant Clare Medical, Inc. agreed to accept service of the Complaint through its attorney, and was deemed to be complete and accepted as of January 16, 2018.

5. Defendant Herbert A. Toms III was served with the Complaint and Summons on January 4, 2018.

6. On January 24, 2018, Defendants filed a stipulated motion for an extension of time to respond to Plaintiff's Complaint to March 8, 2018. ECF No. 8. The Court granted the stipulated motion by Order dated January 26, 2018, and the deadline for Defendants to respond to the Complaint is presently set at March 8, 2018. ECF No. 13.

7. Defendants respectfully request a brief extension of time, until March 26, 2018, to respond to the Complaint, in order to give the parties time to discuss the resolution of this case without further litigation.

8. Plaintiff has stipulated to this extension.

9. Because the time for Defendants to answer, plead, or otherwise respond to the Complaint has not yet passed, no separate brief in support of this motion is required pursuant to Local Rule 7(F)(2) of the Eastern District of Virginia.

10. Attached is a proposed Order granting Defendants the requested extension.

For the foregoing reasons, Defendants request that this Court grant this stipulated motion and enter an Order setting the deadline for all Defendants to respond to the Complaint at March 26, 2018.

Dated: March 8, 2018

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**CERTIFICATE OF SERVICE**

I hereby certify that on March 8, 2018, I will electronically file the foregoing with the Clerk of Court using the CM/ECF system, which will then send a notification of such filing (NEF) to the following:

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